

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA**

<b>JOHN R. WALSH, III</b>	:	<b>CIVIL ACTION NO. 3:16-1531</b>
<b>Plaintiff</b>	:	
<b>v.</b>	:	<b>(D.J. Mannion)</b> <b>(M.J. Carlson)</b>
<b>JUDGE EDWIN KOSIK, et al.,</b>	:	
<b>Defendants</b>	:	

**ORDER**

Based on the report of Judge Carlson, (Doc. [3](#)), to which no objections have been filed, **IT IS HEREBY ORDERED THAT** the report is **ADOPTED IN ITS ENTIRETY**.<sup>1</sup> Plaintiff's complaint, (Doc. [1](#)), is **DISMISSED WITH PREJUDICE**. See [Roy v. Supreme Court of U.S., 484 F.App'x 700, 700 \(3d Cir. 2012\)](#) (dismissal under Rule 8 is justified if the complaint is not comprehensible). Leave to amend is **DENIED**.

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<sup>1</sup>As Judge Carlson finds, Judge Kosik and Judge Mehalchick are protected by absolute immunity for all judicial acts except those made in the clear absence of jurisdiction. [Cleavinger v. Saxner, 474 U.S. 193, 199, 106 S.Ct. 496, 88 L.Ed.2d 507 \(1985\)](#); [Stump v. Sparkman, 435 U.S. 349, 356–67, 98 S.Ct. 1099, 55 L.Ed.2d 331 \(1978\)](#); [Clark v. Conahan, 737 F.Supp.2d 239, 255-256 \(M.D.Pa. 2010\)](#). “Judicial immunity provides complete immunity from suit, not merely from an ultimate assessment of damages.” [Smith v. Laster, 787 F.Supp.2d at 319](#) (citing [Mireles v. Waco, 502 U.S. 9, 11, 112 S.Ct. 286, 116 L.Ed.2d 9 \(1991\)](#)).

The Clerk is directed to close the case.

*s/ Malachy E. Mannion*  
**MALACHY E. MANNION**  
United States District Judge

**Date: September 2, 2016**

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